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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE TECH CENTER 1600/2900

Int'l Application of : Izaak den DAAS et al.

Serial No.: 10/088,872

Group Art Unit: 1645

Filed: March 22, 2002

Examiner: Unassigned

For: HUMAN PARALOGUE OF A HEAD TRAUMA INDUCED CYTOPLASMATIC
CALCIUM BINDING PROTEIN

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98

Assistant Commissioner for Patents
Washington, D. C. 20231

Sir:

CITED MATERIALS

Applicant(s) hereby disclose the information listed in the attached form PTO-1449.

- ☐ Copies of materials listed but not attached were cited in parent application Serial No. _____; see 37 C.F.R. § 1.98(d).
- ☒ Copies of materials listed but not attached were cited in an International Search Report dated March 16, 2001; receipt of the International Search Report and copies of references was confirmed by the PCT International Division of the U.S. PTO in the Notice of Acceptance mailed May 22, 2002.

LANGUAGE

- ☐ All listed materials are in the English language; see 37 C.F.R. § 1.98.
- ☐ Non-English language references:
 - ☐ The reference(s): _____ in the English-language is (are) indicated by commercial data bases to correspond to the reference(s): _____, respectively.
 - ☐ (An) English-language translation(s) of the references: _____ is (are) provided.
 - ☐ A commercial English-language abstract of reference(s) _____ is (are) provided.
 - ☒ An English-language search report or an equivalent paper from a foreign patent office translated into English in pertinent part in connection with a counterpart foreign application, is provided indicating the relevance of the cited reference(s).

FEES

- ☒ No fee is required for this Information Disclosure Statement because:
- ☐ This Information Disclosure Statement is being filed within three months of the filing date of a national application (other than a CPA) under § 1.53(d) or within 3 months of the date of entry of the national stage under § 1.491 in an international application;
 - ☒ This Information Disclosure Statement is being filed before the mailing of a first action on the merits;
 - ☐ This Information Disclosure Statement is being filed after a first action on the merits but before the mailing date of any of a final action under § 1.113, a notice of allowance under § 1.311, or an action that closes prosecution in the application, and is accompanied by a certification below.
 - ☐ This Information Disclosure Statement is filed under 37 C.F.R. § 1.97(i).
- ☐ A fee is required for this Information Disclosure Statement:
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 - ☐ This Information Disclosure Statement is being filed after the mailing date of a final rejection or a notice of allowance under § 1.311 or an action that closes prosecution, but before the payment of the issue fee, and is accompanied by the fee set forth in § 1.17(p) and a certification below.


CERTIFICATION

- ☐ Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned, having made reasonable inquiry, no such item was known to any individual designated in 37 CFR § 1.56(c), more than three months prior to the filing of this statement.

DEPOSIT ACCOUNT

If a fee is due, attached is a check in the amount of \$ _____. However, the Commissioner is hereby authorized to charge fees under 37 CFR § 1.16 and § 1.17 which may be required to facilitate this filing, or credit any overpayment to Deposit Account #13-3402, two copies of this paper are attached for this purpose.

Respectfully submitted,

 (33,103) far

Anthony J. Zelano, Reg. No. 27,969
Attorney/Agent for Applicants

MILLEN, WHITE, ZELANO
& BRANIGAN, P.C.
Arlington Courthouse Plaza I
2200 Clarendon Blvd. Suite 1400
Arlington, Virginia 22201
Telephone: (703) 243-6333
Facsimile: (703) 243-6410

Attorney Docket No.: MERCK-2394

Date: July 22, 2002
AJZ:jr

JUL 23 2002

PTO/SB/08A (08-00)

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Substitute for form 1449A/PTO

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Sheet	1	of	2
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Complete if Known

Application Number	10/088,872
Filing Date	March 22, 2002
First Named Inventor	Izaak den DAAS et al.
Group Art Unit	1645 1677
Examiner Name	Unassigned
Attorney Docket Number	MERCK-2394

[illegible][illegible]

**Examiner
Signature**

Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Complete if Known	
				Application Number	10/088,872
				Filing Date	March 22, 2002
				First Named Inventor	Izaak den DAAS et al.
				Group Art Unit	1645
				Examiner Name	Unassigned
				Attorney Docket Number	MERCK-2394
Sheet	2	of	2		

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		EMBL Database, Heidelberg, FRG Ernest_Hum20 accession number AA278473, NCI-CGAP: "zs81h12.r1 NCI_CGAP_GCB1 Homo sapiens cDNA clone IMAGE: 703943 5' similar to SW:MO25_MOUSE Q06138 MO25 PROTEIN; mRNA Sequence," XP002133736.	
		EMBL Database, Heidelberg, FRG Ernest_Hum20 accession number AA279145, NCI-CGAP: "zs81h12.r1 NCI_CGAP_GCB1 Homo sapiens cDNA clone IMAGE: 703943 3' similar to SW:MO25_MOUSE Q06138 MO25 PROTEIN; mRNA Sequence," April 3, 1997, XP002133737.	
		M.P. MATTSON et al., "Brain Injury and Tumor Necrosis Factors Induce Calbindin D-28K in astrocytes - Evidence for a Cytoprotective Response", Journal of Neuroscience Research, Vol. 42, No. 3, October 15, 1995, XP002161739, Abstract.	
		H. MIYAMOTO et al., "Molecular Cloning of a Novel mRNA Sequence Expressed in Cleavage Stage Mouse Embryos," MOLECULAR REPRODUCTION AND DEVELOPMENT, Vol. 34, No. 1, pp. 1-7, January 7, 1993, XP000892775.	

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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